

**STATE OF COLORADO
COUNTY OF GILPIN
CITY OF BLACK HAWK**

COUNCIL BILL NUMBER: 20

ORDINANCE NUMBER: 2020-20

TITLE: AN ORDINANCE SETTING A BALLOT QUESTION FOR A NOVEMBER 3, 2020 SPECIAL ELECTION TO BE CONDUCTED AS A COORDINATED ELECTION WITH GILPIN COUNTY PURSUANT TO THE COLORADO MUNICIPAL ELECTION CODE

WHEREAS, the City of Black Hawk desires to conduct a special election on November 3, 2020;

WHEREAS, Section 2 of Article III of the City of Black Hawk Home Rule Charter adopts by reference the Colorado Municipal Election Code of 1965;

WHEREAS, pursuant to the provisions of the Colorado Municipal Election Code and the City's home rule authority regarding the conduct of its elections, the City desires to conduct its November 3, 2020 special election as a coordinated election with Gilpin County; and

WHEREAS, the City Council finds it is necessary to ask the registered electors of the City whether to authorize a revision to the limits on single bets and the authorization for additional games because Black Hawk is facing an unforeseen financial crisis due to the pandemic, and if Colorado voters approve increased betting limits and new games, the City needs to approve these changes in the same election in order to quickly put these changes in place to create jobs and increase tax revenue for the local community.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLACK HAWK, GILPIN COUNTY:

Section 1. The City Council of the City of Black Hawk does hereby call a special municipal election to be conducted on November 3, 2020.

Section 2. The City Council of the City of Black Hawk further states it will submit at least one question to the registered electors of the City of Black Hawk at the November 3, 2020, special election, such special election to be conducted as a coordinated election with Gilpin County pursuant to the Colorado Municipal Election Code, C.R.S. § 31-10-101, *et seq.*, and the City's home rule authority.

Section 3. The following ballot question shall be submitted to the registered electors of the City of Black Hawk at the November 3, 2020 special election:

Ballot Question No. 1:

PROVIDED THAT THE STATEWIDE INITIATIVE TO ALLOW THE VOTERS OF THE CITY OF BLACK HAWK TO INCREASE MAXIMUM SINGLE BETS AND TO AUTHORIZE ADDITIONAL GAMES IS APPROVED AT THE NOVEMBER 3, 2020 STATEWIDE ELECTION, SHALL THE CITY OF BLACK HAWK ALLOW REVISIONS TO LIMITED GAMING WITHIN THE CITY'S GAMING DISTRICTS TO AUTHORIZE THE FOLLOWING:

- (1) REPLACE THE SINGLE BET LIMIT OF UP TO \$100 WITH UNLIMITED SINGLE BETS; AND
- (2) DELEGATE AUTHORITY TO THE BLACK HAWK CITY COUNCIL TO AUTHORIZE BY RESOLUTION THE APPROVAL OF ADDITIONAL GAMES, PROVIDED THAT THE COLORADO LIMITED GAMING CONTROL COMMISSION ALSO PROMULGATES FINAL RULES TO IMPLEMENT SUCH ADDITIONAL GAMES.

Yes _____

No _____

Section 4. Safety Clause. The City Council hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the City of Black Hawk, that it is promulgated for the health, safety, and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The City Council further determines that the Ordinance bears a rational relation to the proper legislative object sought to be attained.

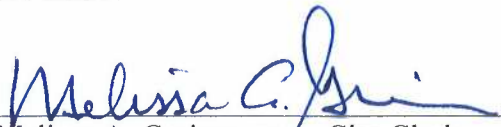
Section 5. Severability. If any clause, sentence, paragraph, or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 6. Effective Date. The City Clerk is directed to post the Ordinance as required by the Charter. This Ordinance shall become effective upon posting by the City Clerk.

READ, PASSED AND ORDERED POSTED this 26th day of August, 2020.


David D. Spellman, Mayor

ATTEST:


Melissa A. Greiner, CMC, City Clerk

